

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

400R0215

HOUSE BILL NO. 1034

Introduced by: The Committee on Transportation at the request of the Department of
Revenue and Regulation

1 FOR AN ACT ENTITLED, An Act to authorize the collection of a mailing fee if plates or
2 decals are mailed to certain dealers, motor carrier applicants, and boat owners.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-6B be amended by adding thereto a NEW SECTION to read as
5 follows:

6 In addition to the license plate and decal fees assessed in §§ 32-6B-21, 32-6B-22.1, 32-6B-
7 23, and 32-6B-36.3, the department shall collect from the dealer one dollar per decal or set of
8 decals or five dollars per license plate or set of plates if a decal or plate is sent to the dealer
9 through the mail. If the dealer requests that the decal or plate be express mailed, the dealer shall
10 pay the actual costs of postage and handling.

11 Section 2. That chapter 32-6C be amended by adding thereto a NEW SECTION to read as
12 follows:

13 In addition to the license fees assessed in § 32-6C-7, the department shall collect from the
14 dealer one dollar per decal if a decal is sent to the dealer through the mail. If the dealer requests
15 that the decal be express mailed, the dealer shall pay the actual costs of postage and handling.



1 Section 3. That chapter 32-7A be amended by adding thereto a NEW SECTION to read as
2 follows:

3 In addition to the license fees assessed in § 32-7A-10, the department shall collect from the
4 dealer one dollar per decal or five dollars per license plate if a decal or plate is sent to the dealer
5 through the mail. If the dealer requests that the decal or plate be express mailed, the dealer shall
6 pay the actual costs of postage and handling.

7 Section 4. That chapter 32-7B be amended by adding thereto a NEW SECTION to read as
8 follows:

9 In addition to the license fees assessed in § 32-7B-10, the department shall collect from the
10 dealer one dollar per decal if a decal is sent to the dealer through the mail. If the dealer requests
11 that the decal be express mailed, the dealer shall pay the actual costs of postage and handling.

12 Section 5. That § 32-10-17 be amended to read as follows:

13 32-10-17. The administrator shall register the vehicles described and identified in an
14 application pursuant to § 32-10-15 and shall issue a license plate or plates, or a vehicle
15 registration card, or other suitable identification device, for each vehicle described in the
16 application upon payment of the fees for registration and licensing and for the vehicle
17 registration cards or other identification devices. A fee of three dollars shall be paid for each
18 card or device issued for each proportionally registered vehicle. The card shall, in addition to
19 the information required by chapter 32-5, bear upon its face the number of the license or other
20 device issued for such proportionally registered vehicle and shall be carried in such vehicle at
21 all times or, in the case of a combination, in the vehicle supplying the motive power. In addition
22 to the registration fees, the department shall collect from the owner ~~three~~ five dollars per license
23 plate or set of plates when ~~plates are~~ a plate is sent to the owner through the mail or one dollar
24 per decal or set of decals if a decal is sent to the owner through the mail. If the applicant

1 requests that the plate or decal be express mailed, the applicant shall pay any costs for the
2 express mailing service.

3 Section 6. That § 32-9-3.1 be amended to read as follows:

4 32-9-3.1. Any motor vehicle or trailer owned and operated by a resident or a nonresident
5 engaged in the harvest of agricultural products may be operated upon the highways, roads, and
6 streets of this state upon payment of a seventy-five dollar fee. Payment of the fee shall be
7 evidenced by a sticker provided by the department affixed in a conspicuous place on the vehicle
8 as the department may require.

9 ~~The stickers~~ Each sticker, which ~~are~~ is valid for a calendar year, shall be purchased from the
10 county treasurer of any county through which the owner or operator may travel or from an agent,
11 patrol officer, motor carrier enforcement officer, or motor carrier inspector of the Department
12 of Public Safety. If the applicant requests that the sticker be mailed, the applicant shall pay one
13 dollar per sticker sent to the owner through the mail. All fees collected shall be handled,
14 accounted for, and distributed in the same manner as the other fees provided for in this chapter.
15 A violation of this section is a Class 2 misdemeanor.

16 Section 7. That § 32-9-7 be amended to read as follows:

17 32-9-7. On receipt of an application under § 32-9-6 and payment of the commercial motor
18 vehicle fee, required by this chapter, and upon satisfactory evidence that the applicant has
19 complied with all laws, rules, and regulations of this state covering motor vehicles and motor
20 carriers, ~~and if a motor carrier for hire, that the applicant has received from the Public Utilities~~
21 ~~Commission a certificate, permit, or registration under chapter 49-28,~~ the county treasurer shall
22 issue to the applicant a receipt which shall identify the motor vehicle, trailer, or semitrailer, and
23 shall assign to it a number, which shall be endorsed upon the application and receipt, and shall
24 issue to the applicant a commercial motor vehicle certificate bearing the number. The certificate

1 shall be placed and carried in the vehicle in a conspicuous place and is subject to examination
2 upon demand by any officer of this state, county, or municipality. The county treasurer shall
3 issue to the applicant two commercial motor vehicle plates for each motor vehicle. The
4 applicant may request the county treasurer to mail the plates for a fee. If the applicant requests
5 that the plates be mailed, the applicant shall pay ~~the actual costs of postage and handling~~ five
6 dollars per license plate or set of plates if the plate is sent to the owner through the mail or one
7 dollar per decal or set of decals if the decal is sent to the owner through the mail. If the applicant
8 requests that the ~~plates or decals~~ plate or decal be express mailed, the applicant shall pay any
9 costs for the express mailing service. ~~The plates~~ Each plate shall set forth the amount of gross
10 weight in figures, and shall be in colors and designs for each classification specified in § 32-9-
11 15. ~~The plates~~ Each plate shall be securely fastened to the front and rear end of each commercial
12 motor vehicle in a conspicuous place. The county treasurer shall deposit in the county general
13 fund any fees received for mailing or expressing ~~the plates or stickers~~ a plate or sticker. A
14 violation of this section is a Class 2 misdemeanor.

15 Section 8. That chapter 32-3A be amended by adding thereto a NEW SECTION to read as
16 follows:

17 In addition to the registration fee required under § 32-3A-5, the department or county
18 treasurer shall collect from the owner one dollar per decal or set of decals if a decal is sent to
19 the owner through the mail. If the applicant requests that a decal be express mailed, the
20 applicant shall pay the actual cost of postage and handling. Any fees received by the county
21 treasurer for mailing or expressing decals shall be deposited by the treasurer in the county
22 general fund.